

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

LAURA FUJISAWA, et al.) No. C07-5642 BZ
)
 Plaintiff(s),) Related Cases: C07-3431 BZ
) C08-4118 BZ
 v.) C09-2016 BZ
)
 COMPASS VISION, INC., et) ORDER RE SEVERANCE
 al.,)
)
)
 Defendant(s).)

Following a hearing on Maximus' motion for an order shortening time to file a motion for judgment on the pleadings, **IT IS ORDERED** as follows:

1. Maximus' motion is **DENIED**. The motion for judgment on the pleadings (Docket No. 267) is taken off calendar.

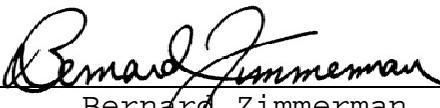
2. Maximus' counterclaim against Compass Vision is severed for trial, on condition that Maximus provide any of its witnesses and documents which the other parties had an expectation that Maximus would produce at trial.

3. If any party opposes the severance of Maximus' counterclaim, it shall file an opposition by **October 27, 2010**.

1 Objections will be decided at the Pretrial Conference.

2 4. Maximus and Compass Vision are urged to resolve the
3 attorney's fee issue. If they cannot, a status conference is
4 scheduled for **January 10, 2011 at 4:00 p.m.** for purposes of
5 devising a schedule for resolving the counterclaim.

6 Dated: October 20, 2010

7 
8 Bernard Zimmerman
United States Magistrate Judge

9 G:\BZALL\-\BZCASES\FUJISAWA V. COMPASS VISION\ORDER RE SEVERANCE.wpd

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28